

ESTTA Tracking number: **ESTTA176102**

Filing date: **11/20/2007**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| | |
|------------------------|--|
| Proceeding | 91167151 |
| Party | Defendant Independent Marketing Alliance LP |
| Correspondence Address | Bartt G. Thompson Pagel, Davis & Hill, P.C. 1415 Louisiana, 22nd Floor Houston, TX 77002 UNITED STATES mbh@pdhlaw.com, bgt@pdhlaw.com, lrd@pdhlaw.com |
| Submission | Stipulated/Consent Motion to Extend |
| Filer's Name | Martyn B. Hill |
| Filer's e-mail | mbh@pdhlaw.com, bgt@pdhlaw.com |
| Signature | /s/ Martyn B. Hill |
| Date | 11/20/2007 |
| Attachments | PLD020071120.StipulatedMotion.pdf (2 pages)(11613 bytes) |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
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|-----------------------|---|-------------------------------|
| FLOWERS BAKERIES |) | |
| BRANDS, INC., |) | Opposition No. 91167151 |
| |) | |
| Opposer |) | |
| |) | |
| v. |) | In the Matter of Application |
| |) | Serial No. 78/432642 |
| |) | Mark: COBBLESTONE MARKET |
| INDEPENDENT MARKETING |) | |
| ALLIANCE LP, |) | |
| |) | |
| Applicant. |) | Filing Date: December 6, 2005 |
| |) | Published: September 20, 2005 |

STIPULATED MOTION TO BRIEF EXTENSION OF
TIME FOR SUBMITTING TRIAL TESTIMONY

Applicant Independent Marketing Alliance, LP and Opposer Flowers Bakeries Brands, Inc. respectfully move the Board to extend the trial dates as follows:

30-day testimony period for party in position of Defendant to close: November 27, 2007
(Prior deadline November 23, 2007)

15-day rebuttal testimony period for Plaintiff to close: January 8, 2008
(Prior deadline: January 4, 2008)

The Parties request this brief extension to avoid holiday issues and do not anticipate requiring any further extensions of time for the purposes of trial testimony.

Respectfully submitted,

/s/ Martyn B. Hill
Martyn B. Hill
Bartt G. Thompson
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Attorneys for Applicant

CERTIFICATE OF AGREEMENT & SERVICE OF COPY

This is to certify that on November 20, 2007 counsel for Plaintiff Opposer, Olivia Maria Baratta with copy to Opposer's lead counsel, Theodore H. Davis, Jr., agreed with counsel for Applicant/Defendant to the very brief extension of time for submission of trial testimony in order to avoid the holiday issues complicating completion and submission of the trial testimony and rebuttal testimony., and has agreed to the filing of this Stipulated Motion. A copy of this Stipulated Motion was served via facsimile upon:

Theodore H. Davis Jr.
Olivia Maria Baratta
KILPATRICK STOCKTON, LLP
1100 Peachtree Street
Atlanta, Georgia 30309-4530

Via Facsimile: 404/815-6555
Telephone: 404/815-6500

s/s Martyn B. Hill
Martyn B. Hill